

**AN ORDINANCE OF THE CITY OF SEAGOVILLE, TEXAS**

**ORDINANCE NO. 27-16**

**AN ORDINANCE OF THE CITY OF SEAGOVILLE, TEXAS AMENDING THE CODE OF ORDINANCES, CHAPTER 19, DIVISION 2, RATES AND CHARGES, BY AMENDING SECTION 19.03.061, WATER RATES AND SECTION 19.03.062, SEWER RATES, TO PROVIDE NEW RATES FOR WATER AND SEWER SERVICES WITHIN THE CITY; PROVIDING FOR A PENALTY CLAUSE; REPEALING CONFLICTING ORDINANCES; PROVIDING FOR THE PUBLICATION OF THE CAPTION HEREOF; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City of Seagoville has established charges for water and sewer rates in Section 19.03.061 and 19.03.062 of the Code of Ordinances; and

**WHEREAS**, after reviewing said fees, the City has determined that the fees are inappropriate and should be amended; and

**WHEREAS**, the City Council of the City of Seagoville, Texas, has determined that Section 19.03.061 and 19.03.062 of the Code of Ordinances should be amended to provide new charges for water rates and sewer rates within the City;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SEAGOVILLE, TEXAS:**

**SECTION 1.** That the Chapter 19, Division 2, Section 19.03.061, Water Rates, and Section 19.03.062, Sewer Rates, be amended to read as follows:

"Chapter 19. WATER, SEWER AND SEWAGE DISPOSAL

**DIVISION 2. RATES AND CHARGES**

**Sec. 19.03.061. Water rates.**

The monthly water rates charged by the City of Seagoville to all residential and commercial customers within the city limits, shall be, for the first two thousand (2,000) gallons or any portion thereof depending on the size of the customer's water meter, as shown in the charts below:

Apartments and Manufactured Homes (per unit):

<b>Water Meter Size (Inches)</b>	<b>Rate</b>
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20,001 - 25,000 gallons	\$5.36
Over 25,000 gallons	\$6.05

The above rates shall also apply to all water for resale or to water districts.

**Sec. 19.03.062. Sewer rates.**

(a) The monthly sewer rates charged by the city to all sewer utility customers within the city limits shall be seventeen dollars and sixty-one cents (\$17.61) minimum bill, up to two thousand (2,000) gallons of water usage, plus eight dollars and forty-seven cents (\$8.47) per one thousand (1,000) for consumption above 2,000 gallons of water usage.

(b) Each residential customer's average water usage for the months of December, January, February, and March will be computed, using the three (3) months with the least usage to average and determine that customer's billing volume for the twelve month period beginning in April of each year.

(c) Charges for new customers will be based on the city average of 4500 gallons until an average is established during December, January, February, and March.

(d) For commercial customers, the billing volumes are based on actual water usage."

**SECTION 2.** That all provisions of the Ordinances of the City of Seagoville, Texas, in conflict with the provisions of this ordinance be, and the same are hereby amended, repealed, and all other provisions of the Ordinances of the City not in conflict with the provisions of this ordinance shall remain in full force and effect.

**SECTION 3.** That should any word, sentence, paragraph, subdivision, clause, phrase or section of this ordinance, or of the Code of Ordinances, as amended hereby, be adjudged or held to be void or unconstitutional, the same shall not affect the validity of the remaining portions of said ordinance or the Code of Ordinances, as amended hereby, which shall remain in full force and effect.

**SECTION 4.** Any person, firm, corporation or business entity violating this Ordinance shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be subject to a fine not to exceed the sum of FIVE HUNDRED DOLLARS (\$500.00), unless the violation relates to fire safety, zoning or public health and sanitation, including dumping and refuse, in which the fine shall not exceed the sum of TWO THOUSAND AND NO/ 100 DOLLARS (\$2,000.00). Each continuing day's violation under this Ordinance shall constitute a separate offense. The penal provisions imposed under this Ordinance shall not preclude Seagoville from filing suit to enjoin the violation. Seagoville retains all legal rights and remedies available to it pursuant to local, state and federal law.

**SECTION 5.** This ordinance shall be in full force and affect after its passage and publication as required by law.

**DULY PASSED** by the City Council of the City of Seagoville, Texas, on the first reading on the 15<sup>th</sup> day of August, 2016.

**DULY PASSED** on second and final reading by the City Council of the City of Seagoville, Texas, on the 29<sup>th</sup> day of August, 2016.

APPROVED:



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MAYOR



ATTEST:

*Dana Crabtree*  
CITY SECRETARY